

United States District Court
Western District of Texas
El Paso Division

FILED

Sep 24 2024

Clerk, U.S. District Court
Western District of Texas

By: mvm
Deputy

USA

vs.
(1) GUILLERMO ALEXANDER DIAZ-NAJERA

§
§ CRIMINAL COMPLAINT
§ CASE NUMBER: **EP:24-M -04037(1) RFC**
§
§

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about September 23, 2024 in Hudspeth county, in the WESTERN DISTRICT OF TEXAS defendant did, attempt to enter, entered, and or was found in the United States after having been previously arrested and deported, removed, excluded or denied admission from the United States and permission to reapply for admission was not granted by the Secretary of Homeland Security; and the Defendant failed to establish that he was not required to obtain the consent of the Secretary of Homeland Security or the Attorney General prior to entering the United States pursuant to 6 USC 203(3), 202(4) and 557.

in violation of Title **8** United States Code, Section(s) **1326**

I further state that I am a Border Patrol Agent and that this complaint is based on the following facts: " *The DEFENDANT, DIAZ-Najera, Guillermo Alexander, is an alien to the United States and a citizen of Guatemala, was found in the United States on September 23, 2024. The "*

Continued on the attached sheet and made a part of hereof.

Sworn to before me and subscribed in my presence,

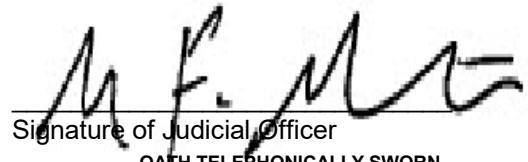
/s/ CHAVEZ, JORGE

Signature of Complainant
Border Patrol Agent

September 24, 2024
File Date

at EL PASO, Texas
City and State

ROBERT F. CASTANEDA
UNITED STATES MAGISTRATE JUDGE


Signature of Judicial Officer
OATH TELEPHONICALLY SWORN
AT 1:02 P.M.
FED.R.CRIM.P.4.1(b)(2)(A)

CONTINUATION OF CRIMINAL COMPLAINT - EP:24-M -04037(1)

WESTERN DISTRICT OF TEXAS

(1) GUILLERMO ALEXANDER DIAZ-NAJERA

FACTS (CONTINUED)

DEFENDANT was found approximately 25 miles east of the Fort Hancock, Texas Port of Entry, near Sierra Blanca, Texas, in the Western District of Texas. From statements made by the DEFENDANT to the arresting agent, the DEFENDANT was determined to be a native and citizen of Guatemala, without immigration documents allowing him to be or remain in the United States legally. The DEFENDANT has been previously removed from the United States to Guatemala on January 22, 2024, through Alexandria, LA. The DEFENDANT has not received permission from the Attorney General of the United States or the Secretary of Homeland Security to reapply for admission into the United States.

Because this Affidavit is being submitted for the limited purpose of establishing probable cause as set forth herein, I have not included each and every fact known to me concerning this investigation.

IMMIGRATION HISTORY:

The DEFENDANT has been removed one time, the last one being to GUATEMALA on January 22, 2024, through ALEXANDRIA, LA

CRIMINAL HISTORY:

08/12/2014, HOUSTON, TX, AGG KIDNAPPING(F), ACC, Deferred / Confinement to 0Y; Probation to 8Y; Fine Amount: \$1000.00.

01/03/2024, ANGLETON, TX, DRIVING WHILE INTOXICATED/OPEN ALCOHOL CONTAINER(M), CNV, 30 DAYS JAIL TIME.